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HENRICKS SLAVIN AND HOLMES LLP
SUITE 200
840 APOLLO STREET
EL SEGUNDO CA 90245

In re Application of:

Thompson, Russell B. et al

Serial No.: 10/719,727

Filed: Nov. 20, 2003

Docket: 15916-232x3

Title: ASSEMBLIES FOR CREATING
COMPOUND CURVES IN DISTAL
CATHETER REGIONS

DECISION ON PETITION TO
ISSUE CLEAR OFFICE
ACTION
37 CFR 1.181 and 1.104(C)(2)

This is a decision on the petition filed Apr. 21, 2008 to request the examiner to issue a supplemental Office action in compliance with 37 CFR § 1.104(C) (2). The petition is being considered pursuant to 37 CFR 1.181 and no fee is required for the petition.

The petition is **GRANTED**.

In his Apr. 21, 2008 petition, petitioner requests the examiner to issue a supplemental Office action in a manner that complies with 37 CFR § 1.104 (C)(2) because in the final Office action of Jan. 24, 2008, the examiner failed to clearly explain the rejection. In the amendment after final filed on Mar. 19, 2008, the applicant asked the examiner again to provide a clearer explanation of the Office action. On Apr. 15, 2008 in the advisory action, the examiner stated that the next Office action will provide a more detailed comparison of the numerous claimed structural elements and the prior art structural elements as requested. Subsequently, the current petition was filed on Apr. 21, 2008 to request a clear Office action in order to advance the prosecution.

After consulting with the examiner, it was agreed that a supplemental Office action should be sent in order to meaningfully advance the prosecution. The previous Office action of Apr. 15, 2008 is hereby withdrawn. An Office action in compliance with 37 CFR § 1.104(C) (2) will follow in due course.

The application is being forwarded to the Supervisory Patent Examiner of Art Unit 3767 for preparation of a new Office action. Any inquiry regarding this decision should be directed to Henry Yuen, Special Programs Examiner, at (571) 272-4856.

PETITION GRANTED

Frederick R. Schmidt, Director
Technology Center 3700